

Service Date: January 11, 2005

FINAL ORDER NO. 6557

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION
P.O. Box 202601
Helena, Montana 59620-2601

IN THE MATTER OF Brian David Parks dba)	
Medicab , Missoula, Montana, Application for a)	Docket No. T-04.60.PCN
Montana Intrastate Certificate of Public Convenience)	Order No. 6557
and Necessity.)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On November 26, 2004, **Brian David Parks dba Medicab**, Missoula, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B - Wheelchair bound passengers between all points and places in Missoula, Ravalli and Lake Counties, Montana.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public December 6, 2004, . That notice said in pertinent part:

If no written protests are received by December 25, 2004, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. No protests or responses of any kind were received.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Tuesday, the 4th day of January, 2005 there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-04.60.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Brian David Parks dba Medicab**, Missoula, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B - Wheelchair bound passengers between all points and places in Missoula, Ravalli and Lake Counties, Montana.

IT IS FURTHER ORDERED that a full, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 4th day of January, by a vote of 4-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-04.60.PCN in the matter of **Brian David Parks dba Medicab**, Missoula, Montana has today been sent to all parties listed.

MAILING DATE: January 11, 2005

FOR THE COMMISSION

FIRST CLASS MAIL

Brian David Parks
dba Medicab
3301 Park Street
Missoula, MT 59801

AS ITS INTERESTS MAY APPEAR:

Montana Consumer Counsel
616 Helena Avenue
P.O. Box 201703
Helena, MT 59620-1703